

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

05/06/2014

7:00 pm

Present: Supervisor Alexander J. Gromack
Council Members Shirley Lasker, Frank Borelli,
& Stephanie Hausner
Amy Mele, Town Attorney
Justin Sweet, Town Clerk

Late arrival: Co. George Hoehmann

On motion of Co. Lasker seconded by Co. Hausner the Town Board went into Executive Session to discuss contract negotiations regarding the potential sale of the Middlewood Senior Housing Complex, time: 7:10 pm. (Co. Borelli abstained from Executive Session; Co. Hoehmann was absent.) On motion of Co. Lasker seconded by Co. Hausner the Town Board returned from Executive Session, time: 8:00 p.m.

SPECIAL PRESENTATION:

On behalf of the Town Board, Co. Lasker presented Environmental Excellence Awards to:

- Tony Lisanti -for all his volunteer work in helping to make Clarkstown a greener place
- Keep Rockland Beautiful, for helping in the fight against litter with their volunteer cleanups as well as their many other efforts.

On motion of Co. Lasker seconded by Co. Hausner the public hearing re: Proposed Local Law entitled: "Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with Respect to Commercial Office and Commercial Office Support, time: 8:18 p.m., closed 8:30 p.m.

The Town Clerk read the following letters into the record:

- From Mrs. Olga Steward to Mrs. Barry, a teacher at the Clarkstown Universal PreK program, about the wonderful work they do there and the positive effects it has had on her children.
- From Janet Bender to Supervisor Gromack about the helpful and courteous service she received recently from the Town Clerk and the Personnel Assistant.

The Supervisor opened the meeting for comments on the agenda items.

Joe Ciardullo, New City

Asked for clarification of Item 7C, Universal Pre K , East Ramapo School District and clarification on the serial bonds being issued; he is concerned about 40 year term. Regarding Item 29, he asked about leasing versus purchasing the three highway trucks.

Steven Levine, Congers

He is in favor of Item #10, Guiderail installation, and Item 18, Repair of Highway Department's salt dome. He asked for clarification of Item 3, Bid 19-2014, Massachusetts Avenue debris removal.

Tom Nimick, New City

Regarding Items 10, 21 and 30, he asked if they were all included in the capital budget. He asked for clarification on Item 28, New Emergency Storage Facility, Item 27, Maser Consulting and Item 13, Side Letter of Agreement.

The Town Attorney stated that Item 3b is to go out to bid for the removal of fill material placed at 139 and 140 Massachusetts Avenue. In response to the bond term question, the Comptroller explained that on drainage projects the period of probable usefulness is 40 years. The Director of Parks and Recreation addressed the Universal Pre K funding, explaining that each school district pays a different amount per student. Regarding Item 13, side letter of agreement, the Town Attorney explained this relates to a grievance filed by the custodians in the Recreation Department as to how the overtime is rotated; the grievance was settled by formalizing the procedure. Regarding Items 21a and 21b, bonding for various road and drainage improvements, the Town Attorney stated that at the Town Board workshop, the Town Board authorized \$2.5 million but because they were able to apply some grant money from Assemblyman Zebrowski in the amount of \$250,000, Items 21a and 21b total \$2.25 million. Regarding Item 24, the Supervisor explained that in the last week we have been able to negotiate some funding from the Rockland County Sewer District covering many of the items listed for purchase on Item 24. The Town Attorney explained that Item 27 is another reimbursement from the Rockland County Sewer District in connection with Downtown New City. It is a proper charge to the sewer districts and this authorizes it to be charged to the County Sewer District. Regarding Item 28, the Supervisor explained that we made a strong case to the Rockland County Sewer District for the emergency storage facility and they agreed to expend \$2.5 million dollars in order for us to engineer and build the facility. Regarding Items 29 and 30, the purchase and funding of three trucks, the Highway Superintendent stated that in the past, he has explored the subject of leasing as opposed to buying but found the Town can get a better price on bond than a leasing company, therefore it makes no sense to lease.

RESOLUTION NO. (188-2014)

Co. Lasker offered and Co Borelli seconded

WHEREAS, a proposed local law entitled, "Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with Respect to Commercial Office and Commercial Office Support" was introduced by Councilperson Hausner at a Town Board meeting held on February 4, 2014, and

WHEREAS, on May 6, 2014, a public hearing was held to consider said local law, and at such time it was determined by the Town Board that the hearing be continued on June 10, 2014; NOW, THEREFORE, be it

RESOLVED, that the continuation of the public hearing, pursuant to §20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 10, 2014, at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of continuation of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (189-2014)
Co. Lasker offered and Co Borelli seconded

RESOLVED, that the Special Town Minutes of April, 1, 2014 and the Town Board Minutes of April 8, 2014 are hereby accepted, as submitted by the Town Clerk.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (190-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Scott Aprile, 363 Sierra Vista Lane, Valley Cottage, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$53,166. – effective May 6, 2014.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (191-2014)
Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that Matthew Murphy, 12 Shore Road, New City, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$53,166. – effective May 6, 2014.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (192-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Matthew Scarpulla, 8 Virginia Street, New City, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$60,677. – effective May 6, 2014.

RESOLUTION NO. (192-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (193-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Alex D’Innocenzo ,27 Laurel Road, New City, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$50,932. – effective May 6, 2014.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (194-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Lorraine DeFeo, 60 Jolliffe Avenue, Congers, New York - is hereby appointed to the position of Crossing Guard (substitute) – Police Department – at the current 2014 rate of \$19.42 per crossing effective May 6, 2014.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (195-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Margaret DiSalvo, 34 Medway Avenue, Congers, New York – is hereby appointed to the position of Crossing Guard (substitute) – Police Department – at the current 2014 rate of \$19.42 per crossing effective May 6, 2014.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (196-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Elizabeth Noonan, 1 Kings Court, Nanuet, New York - is hereby appointed to the position of Crossing Guard (substitute) – Police Department – at the current 2014 rate of \$19.42 per crossing effective May 6, 2014.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (197-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Carmela McGrade, 42 Sedge Road, Valley Cottage, New York – is hereby appointed to the position of Crossing Guard (substitute)- Police Department – at the current 2014 rate of \$19.42 per crossing effective May 6, 2014.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (198-2014)
Co. Hausner offered and Co. Lasker seconded

WHEREAS, by Resolution No. 156-2014, the Town Board appointed Donald Ritch, as a member to the Alarm Users Review Board, and

WHEREAS, there was a typographical error regarding the term ending date;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 156-2014 to correct the date of the term end date to read “April 07, 2016”.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (199-2014)
Co. Hausner offered and Co. Lasker seconded

WHEREAS, by Resolution No. 157-2014, the Town Board appointed George Hoehmann, as a member to the Alarm Users Review Board, and

WHEREAS, there was a typographical error regarding the term ending date;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 157-2014 to correct the date of the term end date to read "April 07, 2016".

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (200-2014)
Co. Hausner offered and Co. Lasker seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#18-2014 – DEMAREST ROAD EMERGENCY ACCESS ROAD
CULVERT REPLACEMENT

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at _____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Purchasing Department.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (201-2014)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#19-2014 – MASSACHUSETTS AVENUE DEBRIS REMOVAL

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at _____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Purchasing Department.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (202-2014)

Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#20-2014 – CRUMM CREEK ROAD LOW FLOW CHANNEL REPLACEMENT

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at _____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Purchasing Department.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (203-2014)

Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#21-2014 – SCHRIEVER LANE CHANNEL IMPROVEMENTS

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at _____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Purchasing Department.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (204-2014)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Environmental Control that

BID # 41-2011 – NANUET HAMLET DRAINAGE IMPROVEMENTS

is hereby awarded to: GIRLS GONE GREEN, LLC
 617 N. BROADWAY
 UPPER NYACK, NY 10960

PRINCIPAL: JENNIFER CHAITIN

RESOLUTION NO. (204-2014) continued

as per their proposed total project cost not to exceed \$57,040.00 plus a 15% contingency and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker’s Disability Insurance coverage

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8767-400-409-0-90-5, and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this project with the issuance of Serial Bonds

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (205-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into “Adopt a Municipal Park, Shoreline or Roadway Programs” with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of town road for an additional period of two (2) years, continuing from May 14, 2014 to May 14, 2016, as follows:

Sponsor: Steve Botto Inc., Landscaping
 197 Route 9W North
 Congers, NY 10920

Road: 1.03 mile segment of Red Hill Road, New City from
 intersection of Little Tor Road to intersection of
 West Clarkstown Road, New City, NY 10956

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that said Steve Botto Inc., Landscaping will continue to perform a public service in removing trash from above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLUTION NO. (205-2013) continued

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years continuing from May 14, 2014 to May 14, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Steve Botto, Inc. Landscaping to remove trash from the roadway.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (206-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into “Adopt a Municipal Park, Shoreline or Roadway Programs” with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning April 9, 2014 to April 9, 2016, as follows:

Sponsor: Plastic-Craft Products Corp.
744 West Nyack Road
West Nyack, NY 10994

Roads: .10 mile segment of Doscher Avenue from
Western Highway to Route 59E, West Nyack, NY

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that Plastic-Craft Products Corp., will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning April 9, 2014 to April 9, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by Plastic-Craft Products Corp., to remove trash from the roadways.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (207-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning May 13, 2014 to May 13, 2016, as follows:

Sponsor: Paramount Country Club
60 Zukor Road
New City, NY 10956

Roads: 1.2 mile segment of Zukor Road from
North Main Street and Old Route 304
to South Mountain Road, New City

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Paramount Country Club will perform a public service in removing trash from above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning May 13, 2014 to May 13, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Paramount Country Club to remove trash from the roadway.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (208-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning May 14, 2014 to May 14, 2016, as follows:

Sponsor: McLaren, P.C., Engineering Group
100 Snake Hill Road
West Nyack, NY 10994

Roads: .21 mile segment of Snake Hill Road from
100 Snake Hill Road to intersection of
Palisades Center Drive, West Nyack, NY 10994,

RESOLUTION NO. (208-2014) continued

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that McLaren, P.C., Engineering Group will perform a public service in removing trash from above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning May 14, 2014 to May 14, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by McLaren, P.C., Engineering Group to remove trash from the roadway.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (209-2014)

Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to adopt a specified Town location for an additional two year period beginning June 1, 2014 to June 1, 2016, as follows:

- Sponsor: Mr. Landscape, Inc.
P.O. Box 974
New City, NY 10956
- Location: East and West sides of the reservoir on
Congers/Lake Road (County Route 80)

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in landscaping and beautifying this location, and by removing trash from this location, which would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement with the entity referred to herein, for a period of two (2) years beginning June 1, 2014 to June 1, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above location, and to provide and coordinate services by the above named group, to remove litter and debris and provide planting and maintenance of the location.

RESOLUTION NO. (209-2014) continued

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (210-2014)
 Co. Borelli offered and Co. Hausner seconded

WHEREAS, a School Resource Officer Program has been proposed for the Nyack School District; and

WHEREAS, the Board of Education of the Nyack School District and the Clarkstown Police Department desire to provide law enforcement services of one (1) police officer to be assigned to the school district on a full time basis as the School Resource Officer.

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the Board of Education of the Nyack School District, in a form satisfactory to the Town Attorney, to authorize the Clarkstown Police Department to provide law enforcement services consisting of one (1) police officer to the Nyack School District on a full time basis, for the period September 1, 2014 through June 30, 2015, and be it

FURTHER RESOLVED, that the agreement shall provide, along with other provisions required by the Town Attorney, for contractual indemnification of the Town, professional and other liability insurance coverage, and be it

FURTHER RESOLVED, that this resolution is subject to the financial contribution of the Nyack School District to the Town of Clarkstown in the amount of \$38,222.72 for the School Resource Officer.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (211-2014)
 Co. Borelli offered and Co. Hausner seconded

WHEREAS, a School Resource Officer Program has been proposed for the Clarkstown Central School District, and

WHEREAS, the Board of Education of the Clarkstown Central School District and the Clarkstown Police Department desire to provide law enforcement services of three (3) police officers to be assigned to the school district on a full time basis as the School Resource Officers;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the Board of Education of the Clarkstown Central School District, in a form satisfactory to the Town Attorney, to authorize the Clarkstown Police Department to provide law enforcement services consisting of three (3) police officers to the Clarkstown Central School District on a full time basis, for the period September 1, 2014 through June 30, 2015, and be it

FURTHER RESOLVED, that the agreement shall provide, along with other provisions required by the Town Attorney, for contractual indemnification of the Town, professional and other liability insurance coverage, and be it

FURTHER RESOLVED, that this resolution is subject to the financial contribution of the Clarkstown Central School District to the Town of Clarkstown in the amount of \$122,409.00 for the School Resource Officers.

RESOLUTION NO. (211-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (212-2014)
Co. Borelli offered and Co. Hausner seconded

WHEREAS, the Education Law makes provision for local School Districts to provide Universal Pre-Kindergarten Programs, and

WHEREAS, the Town of Clarkstown desires to be one of the sites designated by the East Ramapo Central School District to provide the Universal Pre-Kindergarten Program;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the East Ramapo Central School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the period February 24, 2014 and June 30, 2014, and be it

FURTHER RESOLVED, that the East Ramapo Central School District shall pay a \$265.50 monthly rate per child duly enrolled for the months of March, April and May based on attendance, and \$14.75 per child per day of attendance for the months of February and June.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (213-2014)
Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Councilperson _____, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 243 (SIGNS) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN WITH RESPECT TO THE NEIGHBORHOOD SHOPPING ZONING DISTRICT"

and

WHEREAS, the proposed local law is to amend Section 243 (Signs) to include signage requirements for the Neighborhood Shopping (NS) zoning district;

NOW, THEREFORE, be it

RESOLVED, that the proposed local law be referred to the Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning pursuant to Sections 239-l and 239-m of the General Municipal Law for report, and be it

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Jose Simoes, Principal Planner for the Town of Clarkstown, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

RESOLUTION NO. (212-2014) continued

FURTHER RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 10, 2014 at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (214-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Councilperson _____, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled, "A LOCAL LAW AMENDING CHAPTER 290-7.5 (NEW CITY HAMLET ZONING) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, the proposed local law is to amend Section 290-7.5 (New City Hamlet Zoning) to enhance and clarify existing parking regulations in the Hamlet of New City; NOW, THEREFORE, be it

RESOLVED, that the proposed local law be referred to the Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning pursuant to Sections 239-l and 239-m of the General Municipal Law for report, and be it

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Jose Simoes, Principal Planner for the Town of Clarkstown, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 10, 2014 at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (215-2014)

Co. Hoehmann offered and Co. Borelli seconded

WHEREAS, Fair Productions, Inc. has submitted an application to the Town Building Inspector to hold a fair at the Palisades Center Mall in Lot J, West Nyack, New York to begin on June 6, 2014 and end on June 22, 2014 (the set up time will begin on June 2, 2014 and continue through June 5, 2014; the move-out time will begin on June 23, 2014 and end on June 25, 2014), and

WHEREAS, pursuant to Section 117-13 of Town Code, the Town Board may, for good cause, from time to time, authorize the Building Inspector to issue a permit for circuses and carnivals to operate in excess of fourteen (14) days;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Building Inspector to issue a permit to Fair Productions, Inc. to hold a fair at the Palisades Center Mall parking Lot J, West Nyack, New York, for the period referred to herein.

n roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (216-2014)

Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is seeking authorization to install guiderails at the following locations in the Town of Clarkstown:

- 301 Brewery Road, New City
- 292 South Mountain Road, New City
- Phillips Hill Road, New City – 3 locations

and

WHEREAS, the work will be completed utilizing the County of Putnam Guide Railings-Maint. & Installation & Guide Rail Accessories & Supplies, Bid #RFB-36-12, as well as the Town of Clarkstown Bid #9-2014 for Highway Signing and Road Maintenance Supplies;

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the installation of guiderails at the locations listed above, and be it

FURTHER RESOLVED, that the costs associated with the installation of the guiderails shall not exceed \$43,000.00 and shall be a proper charge to Account No. H-8767-409-0-90-4.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (217-2014)

Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, the Rockland County Youth Bureau has created a Rockland Environmental Corps which is staffed with Americorps members to participate in a service-oriented, educational and environmentally beneficial program and it has proposed to provide Americorps members under the direction of the Town Planner to participate in the collection of data for application within the Town of Clarkstown Geographic Information System (GIS) and work related to the implementation Town of Clarkstown Comprehensive Plan, and

WHEREAS, the Town will require assistance in collecting spatial data in the field and processing and applying this data into the GIS, and

WHEREAS, the Americorps workers will be collecting information on the Town's stormwater catch basins for addition to the Town's GIS database. This data will enhance the Towns current Municipal Separate Storm Sewer System (MS4) program and heighten our ability to track and intercept illicit discharges and fuel spills or other pollutants which may be accidentally discharged to the municipal stormwater system, and

WHEREAS, the Town will require assistance in researching and organizing information to aid in the implementation of the Town of Clarkstown Comprehensive Plan, and

WHEREAS, Americorps members receive a minimal stipend while participating in the program which would be funded in part by the Town of Clarkstown, and

WHEREAS, the Town Planner has recommended this program for adoption in the Town of Clarkstown;

NOW THEREFORE BE IT RESOLVED that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland County, acting on behalf of the Youth Bureau/Rockland County Americorps, for the calendar year ending August 31, 2014, in a form approved by the Town Attorney, to utilize the service of not more than two (2) Americorps members to participate in the collection of data for application within the Town of Clarkstown Geographic Information System (GIS) and work related to the implementation Town of Clarkstown Comprehensive Plan, for a program total not to exceed 250 service hours for each member at a cost not to exceed \$3,000, and

BE IT FURTHER RESOLVED that said fee shall constitute a proper charge to Account No. B - 8020-409.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (218-2014)

Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, based upon the recommendation of the Department of Environmental Control and as a condition to the approval of the final map by the Planning Board with regard to the Ramah Day Camp site plan (tax map 59.12-1-11), Ramah Day Camp has provided a stormwater control facility maintenance agreement, dated April 30, 2014, to the Town, and

WHEREAS, the First Deputy Director of the Department of Environmental Control has recommended acceptance of said conveyance; and the Town Attorney has advised that the document is in proper legal form;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to execute the stormwater control facility maintenance agreement, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the stormwater control facility maintenance agreement nunc pro tunc from Ramah Day Camp in connection with the Ramah Day Camp site plan (tax map 59.12-1-11) and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

RESOLUTION NO. (218-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (219-2014)

Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, based upon the recommendation of the Department of Environmental Control and as a condition to the approval of the final map by the Planning Board with regard to the Barry Donohue subdivision (tax map 52.15-1-10.2), Barry and Kathleen Donohue have provided a stormwater control facility maintenance agreement to the Town, and

WHEREAS, the First Deputy Director of the Department of Environmental Control has recommended acceptance of said conveyance; and the Town Attorney has advised that the document is in proper legal form;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to execute the stormwater control facility maintenance agreement, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the stormwater control facility maintenance agreement from Barry and Kathleen Donohue in connection with the Barry Donohue subdivision and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (220-2014)

Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, based upon the recommendation of the Department of Environmental Control and as a condition to the approval of the final map by the Planning Board with regard to the Western LLC-Inwood Subdivision (tax map 58.11-3-17.2), Western LLC has provided a stormwater control facility maintenance agreement to the Town, and

WHEREAS, the First Deputy Director of the Department of Environmental Control has recommended acceptance of said conveyance; and the Town Attorney has advised that the document is in proper legal form;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to execute the stormwater control facility maintenance agreement, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the stormwater control facility maintenance agreement from Western LLC in connection with the Western LLC-Inwood subdivision and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

RESOLUTION NO. (220-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (221-2014)
Co. Lasker offered and Co Borelli seconded

RESOLVED, that the Town Board of the Town of Clarkstown hereby approves a proposed Side Letter of Agreement between the Civil Service Employees Association, Inc., Town of Clarkstown Unit and the Town, and authorizes the Supervisor to execute the same.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (222-2014)
Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland, entitled Dadekian New City v. Assessor of The Town of Clarkstown, The Board of Assessment Review of The Town of Clarkstown, and The Town of Clarkstown, County of Rockland, State of New York, Index No(s). 010124/2010, 031526/2011 and 034424/2012, affecting parcel designated as Tax Map 51.7-1-30 and more commonly known as 191-195 Main Street, New City, New York for the year(s) 2010/11, 2011/12 and 2012/13, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the Clarkstown Central School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 51.7-1-30 be reduced for the year(s) 2010/11 from \$1,626,700 to \$1,555,500 at a cost to the Town of \$1,679.32;
2. There is no reduction in the assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 51.7-1-30 for the year(s) 2011/12 and 2012/13;
3. Reimbursement for the year(s) 2010/11 on the parcel described as Tax Map 51.7-1-30, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;
4. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

RESOLUTION NO. (222-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (223-2014)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the following have applied for a Certificate of Registration pursuant to Section 236-48 of the Town Code of the Town of Clarkstown:

Dutra Excavating & Sewer Inc.
 10 Stone Hollow Rd.
 Montvale, NJ 07645
 Michael Dutra, President

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the issuance of a Certificate of Registration to:

14-32 DUTRA EXCAVATING & SEWER INC.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (224-2014)
Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Rockland Jewish Community Center Corporation, by William Ebner, Facilities Director, has petitioned the Town Board of the Town of Clarkstown for a Special Permit, pursuant to Section 290-17Z of the Zoning Local Law, to conduct a Child Day Care Center on a portion of premises known as Tax Map 58.19-1-11, for property located at 450 West Nyack Road, West Nyack, New York, and

WHEREAS, said petitioner has duly applied to the Clarkstown Planning Board for amended site plan approval, and was granted preliminary amended site plan approval on February 12, 2014;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Section 290-17Z of the Zoning Local Law, shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on June 10, 2014, at 8:00 p.m., or as soon thereafter as possible, to consider the application of Rockland Jewish Community Center Corporation relative to said Special Permit, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Town Clerk, and be it

RESOLUTION NO. (224-2014) continued

FURTHER RESOLVED, that on or before said public hearing the petitioner shall file with the Town of Clarkstown, the following:

- 1. A floor plan of the proposed child day care center.
- 2. An affidavit containing a narrative description of the anticipated occupancy of the facility by age group, hours of operation, staffing, food service and sanitary provisions.
- 3. An affidavit executed by the officer of the corporation stating that the corporation is licensed by the New York State Department of Social Services to operate the type of facility sought or, in the alternative, that the corporation shall be able to meet all requirements to obtain said license.

and be it

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Jose Simoes, Principal Town Planner, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that the petition is hereby referred to the Rockland County Commissioner of Planning pursuant to Sections 239-L and 239-M of the General Municipal Law for report, the Clarkstown Planning Board, and to the following agencies for comment or study and report as soon as possible:

- 1. Clarkstown Department of Environmental Control
- 2. Clarkstown Building Inspector
- 3. Rockland County Health Department
- 4. New York State Thruway Authority
- 5. Palisades Interstate Park Commission

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Abstained
 Co. Hoehmann Yes
 Co. Hausner. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (225-2014)

Co. Hoehmann offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS IN CONNECTION WITH THE KILL VON BEAST FLOOD CONTROL PROJECT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$280,922, APPROPRIATING \$50,000 FOR SUCH PURPOSE, IN ADDITION TO THE AMOUNT PREVIOUSLY APPROPRIATED, INCLUDING THE EXPENDITURE OF AVAILABLE TOWN FUNDS TO PAY A PART OF SAID APPROPRIATION; AND AUTHORIZING THE ISSUANCE OF BONDS OF THE TOWN IN THE PRINCIPAL AMOUNT OF \$50,000 TO FINANCE THE BALANCE OF SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

RESOLUTION NO. (225-2014) continued

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to prepare additional plans and specifications in connection with the Kill Von Beast Flood Control Project, in addition to the plans and specifications previously prepared. The aggregate estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$280,922 and \$50,000 is hereby appropriated for such purpose, in addition to the amount previously appropriated. A portion of such cost has been previously paid. The plan of financing includes the expenditure of available Town funds to pay a part of such appropriation, the issuance of bonds of the Town in the principal amount of \$50,000 to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$50,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance a part of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

RESOLUTION NO. (225-2014) continued

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Journal-News," a newspaper having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication.

* * *

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (226-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Town has received proposals for the repair of the Salt Dome conveyor system at the Clarkstown Highway Department facility, and

WHEREAS, the Clarkstown Superintendent of Highways found the proposal from OCS Industries, Inc. acceptable in terms of both scope and price and recommends the Supervisor enter into an agreement with OCS Industries, Inc. for the repair work;

NOW, THEREFORE, be it

RESOLVED, the Town Board hereby authorizes the Supervisor to enter into an agreement with OCS Industries, Inc. for the installation of the new conveyor system at a cost not to exceed \$19,300.00, and be

FURTHER RESOLVED, that said cost shall be a proper charge to Account No. H-8765-409-0-88-13.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (227-2014)

Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, the Town has received \$5,265.90 from Seized Property,

NOW THEREFORE BE IT,

RESOLVED , to increase Revenue Account A-01-11-4320 (Federal-Seized Property) and Expense Account A-3120-293-0 (Police-Law Enforcement Equipment) by \$5,265.90 and

WHEREAS, certain accounts require additional funding,

RESOLUTION NO. (227-2014) continued

NOW THEREFORE BE IT, RESOLVED, to decrease DB-041-14-2999-0 (Highway-Unexpended Balances) and increase Expense Account DB-5110-409-0 (Highway-Fees for Services) by \$85,000.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (228-2014)

Co. Hoehmann offered and Co. Hausner seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS IN THE HAMLET OF NANUET, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$66,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$66,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct drainage improvements in the hamlet of Nanuet. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$66,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$66,000 bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$66,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal

RESOLUTION NO. (228-2014) continued

and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on May 6, 2014, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted May 6, 2014, authorizing the construction of drainage improvements in the hamlet of Nanuet, stating the estimated maximum cost thereof is \$66,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$66,000 to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage improvements in the hamlet of Nanuet; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$66,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$66,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

RESOLUTION NO. (228-2014) continued

SECOND: AUTHORIZING the issuance of \$66,000 bonds of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$66,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (229-2014)

Co. Hoehmann offered and Co. Hausner seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO VARIOUS ROADS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,375,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,375,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct improvements to various roads. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,375,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$1,375,000 bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

RESOLUTION NO. (229-2014) continued

Section 2. Bonds of the Town in the principal amount of \$1,375,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 20 (c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

RESOLUTION NO. (229-2014) continued

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on May 6, 2014, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted May 6, 2014, authorizing the construction of improvements to various roads, stating the estimated maximum cost thereof is \$1,375,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,375,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct improvements to various roads; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$1,375,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$1,375,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,375,000 bonds of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$1,375,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: May 6, 2014

Justin Sweet
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

RESOLUTION NO. (229-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (230-2014)

Co. Hoehmann offered and Co. Hausner seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE CONSTRUCTION OF VARIOUS DRAINAGE IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$875,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$875,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct various drainage improvements. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$875,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$875,000 bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$875,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

RESOLUTION NO. (230-2014) continued

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on May 6, 2014, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted May 6, 2014, authorizing the construction of various drainage improvements, stating the estimated maximum cost thereof is \$875,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$875,000 to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$875,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$875,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

RESOLUTION NO. (230-2014) continued

SECOND: AUTHORIZING the issuance of \$875,000 bonds of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$875,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: May 6, 2014

Justin Sweet
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (231-2014)

Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, the Code & Zoning Enforcement Officer via the Town Clerk has received complaints from a number of residents regarding the area of the Dead End of Louise Drive, West Nyack which terminates into the access to the Town’s Klein Avenue Detention Basin, an area utilized by numerous dog walkers where violations of Town Code Chapter 125-4F (Nuisance by failure to clean up) are frequently observed, and

WHEREAS, inspections and investigations of the area and interviews with the complainants have been conducted by the Code & Zoning Enforcement Officer resulting in findings that the complaints are substantiated, and

WHEREAS, the residents have requested controlling signage to better notify errant dog walkers and better protect the green space in the neighborhood;

NOW, THEREFORE, be it

RESOLUTION NO. (231-2014) continued

RESOLVED, that the Superintendent of Highways is hereby authorized to install: One "DOG WASTE PROHIBITED" sign at the Dead End of Louise Drive, West Nyack.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (232-2014)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that the following depository is hereby designated for funds deposited by the Supervisor, Town Clerk, Receiver of Taxes, Town Justices, Building Inspector, Department of Planning and Comptroller:

Putnam County Savings Bank

and be it

FURTHER RESOLVED, that the bank set forth above shall be required to supply pledge collateral protection for Town funds which are not otherwise insured against loss.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

RESOLUTION NO. (233-2014)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Environmental Control that the following equipment is hereby authorized;

Table with 2 columns: Item description and Price. Items include Speed Alert Radar Message Board, 28 inch Orange Cones, Instant 'A' Frame Barricade Legs, Two Sided Reflective Barricade Boards, Ford F-550 Diesel Rack Body Truck, Honda EU200 Generators, Police Vehicle Power Inverters, Traffic Control Light Transfer Switches, Pramac GSW200 Mobile Generator Set, Pramac PSW255 Mobile Generator Set, 1080 Watt LED Light Towers, Vactor Ramjet Sewer Flush Truck, Gen Eye Vista Sewer Camera, Gen Eye Micro Scope Camera, Gen Eye Hot Spot Transmitter, and Aluminum Shoring Trench Box. Total amount is \$963,315.82.

RESOLUTION NO. (233-2014) continued

and be it

FURTHER RESOLVED, that this equipment purchase shall constitute a proper charge to account H-8760-400-409-0-84-9, and be it

FURTHER RESOLVED, that this equipment has been procured through Federal, State, County and Town contracts, and be it

FURTHER RESOLVED, that this project shall be funded through proceeds from an inter-municipal agreement with the Rockland County Sewer District #1.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (234-2014)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that based upon the recommendation of the Deputy Director of Operations and the Director of Environmental Control that the following emergency electrical work in connection with the HVAC system at the Sewer Department Building, 51 Burnside Avenue, Congers, New York is hereby authorized;

Install all necessary electrical wiring and equipment with the emergency repairs to the HVAC system to Fanshawe Inc., 143 Main Street, Nanuet, New York for the total amount of \$4,471.55

and be it

FURTHER RESOLVED, that this emergency work shall constitute a proper charge to account H-8759-400-409-0-83-20.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (235-2014)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that based upon the recommendation of the Deputy Director of Operations and the Director of Environmental Control that the following emergency HVAC work at the Sewer Department Building, 51 Burnside Avenue, Congers, New York is hereby authorized;

Perform emergency repairs to the HVAC system to Clarkstown Heating and Air Conditioning, 95 South Pearl Street, Pearl River, New York for the total amount of \$22,375.00

and be it

FURTHER RESOLVED, that this emergency work shall constitute a proper charge to account H-8759-400-409-0-83-20.

RESOLUTION NO. (235-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (236-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, by Resolution No. 416-2009, adopted August 4, 2009, as amended by Resolution No. 75-2013, adopted February 5, 2013, the Town entered into an Intermunicipal Agreement with the Rockland County Sewer District No. 1 (“RCSD#1”), whereby the RCSD#1 agreed to fund various upgrades to the Town’s sewer pump stations, not to exceed \$11,000,000.00, and

WHEREAS, during the pendency of the agreement, certain pump stations required emergency repairs in order to prevent imminent damage to surrounding residences;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Deputy Director of Operations and the Director of Environmental Control that the following emergency pump stations work is hereby authorized:

Reinstall permanent sewage pump and controls at the Laurel Road Pump Station (Buttermilk Falls) to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$5,622.59;

Install temporary sewage pump and controls at the Laurel Road Pump Station (Buttermilk Falls) to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$2,016.13;

Install sewage pump and controls at the North Greenbush Road Pump Station to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$20,456.30;

Remove and replace 25 hp sewage pump motor at the Long Clove Road Pump Station to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$5,473.75;

Remove and repair sewage pump at the Long Clove Road Pump Station to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$3,752.00,

and be it

FURTHER RESOLVED, that this emergency work shall constitute a proper charge to account H-8760-400-409-0-84-9, and be it

FURTHER RESOLVED, that this project shall be funded through proceeds from an inter-municipal agreement with the Rockland County Sewer District No.1.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (237-2014)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Town of Clarkstown awarded Bid #29-2011 for the South Main Street Sewer Relocation Project, and

WHEREAS, construction engineering administration services were required to assist the Town with construction inspection on that project, and

WHEREAS, the Town Board adopted Resolution No. 486-2011 authorizing the Director of the Department of Environmental Control to obtain construction engineering administration services from Maser Consulting, P.A., 777 Chestnut Ridge Road, Chestnut Ridge, New York 10977, pursuant to their proposal, dated August 18, 2011, for a fee not to exceed \$25,000.00, and

WHEREAS, Maser Consulting advised the Town of the necessity to perform additional unanticipated services in connection with the project, and

WHEREAS, the Director of Environmental Control agrees that the additional unanticipated services are necessary, and

WHEREAS, Maser has submitted a budget modification request seeking an additional \$3,335.00 to provide the additional services, and

WHEREAS, the Town Attorney has reviewed the budget modification request and recommends acceptance;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 486-2011 to authorize the Director of Environmental Control to obtain the additional services, and be it

FURTHER RESOLVED, that the cost of the additional services shall be charged to account H-5111-400-409-0-16 at a cost not to exceed \$3,335.00 and be it

FURTHER RESOLVED, that the cost for said services shall be reimbursed by the Rockland County Sewer District #1.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (238-2014)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, by Resolution No. 120-2014, the Town requested that DCAK-MSA Architecture and Engineering perform a feasibility study regarding an emergency storage facility for the weather protection of critical police vehicles, based on its proposal dated February 27, 2014, and,

WHEREAS, the feasibility study, dated April 14, 2014, is now complete, and

WHEREAS, H2M Architects and Engineers has submitted a proposal, dated May 5, 2014, based on its review of the feasibility study prepared by DCAK-MSA Architecture and Engineering, for professional architectural and engineering services for the design development and construction document phase for the new emergency storage facility, including the construction of an 18,000 square foot one story pre-engineered metal building with a 1,000 square foot office/storage area within the building, and

WHEREAS, H2M will subcontract to DCAK for architectural design services on the project and assistance during the construction period, and

WHEREAS, the Town is concurrently amending the Intermunicipal Agreement with the Rockland County Sewer District #1, which has agreed to reimburse the Town for the cost of the storage facility, including the engineering and design thereof, and

WHEREAS, the Public Works Administrator has reviewed the proposal and finds it reasonable in both scope and price;

NOW, THEREFORE, be it

RESOLUTION NO. (238-2014) continued

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with H2M Architects and Engineers, 254 South Main Street, Suite 500, New City, New York, in a form approved by the Town Attorney, to perform professional architectural and engineering services for the design development and construction document phase for the new emergency storage facility, and be it

FURTHER RESOLVED, that the fee for said work shall not exceed \$412,300.00 and shall be reimbursed to the Town by the Rockland County Sewer District #1.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (239-2014)

Co. Lasker offered and Co. Hoehmann seconded

WHEREAS, the Superintendent of Highways has requested authorization to purchase eight (8) Mack Granite trucks for a total cost of \$1,618,693.68, and

WHEREAS, the Town Board , by Resolution No. 100-2014, previously authorized the Highway Superintendent to purchase five (5) Mack Granite GU712 Trucks from the Onondaga County Heavy Truck Class 8 Statewide Contract #7823, totaling approximately 1.2 million dollars;

NOW, THEREFORE, be it

RESOLVED, that the Highway Superintendent is further authorized to purchase an additional three (3) trucks from the same contract, totaling \$607,010.13, for delivery in 2015, provided that the additional three (3) trucks shall be funded from the Highway Superintendent’s 2015 capital budget, Account No. H 8767-409-0-90-1, and shall be funded through the issuance of serial bonds.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (240-2014)

Co. Hoehmann offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE ACQUISITION OF TRUCKS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$610,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$610,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

RESOLUTION NO. (240-2014) continued

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to acquire trucks. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$610,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$610,000 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$610,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 28 of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

RESOLUTION NO. (240-2014) continued

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on May 6, 2014, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted May 6, 2014, authorizing the acquisition of trucks, stating the estimated maximum cost thereof is \$610,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$610,000 to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to acquire trucks; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$610,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$610,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$610,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said serial bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$610,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: May 6, 2014

Justin Sweet
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

RESOLUTION NO. (240-2014) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (241-2014)

Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, by Resolution No. 416-2009, adopted August 4, 2009, the Town Board authorized the Supervisor to enter into an Intermunicipal Agreement with the County of Rockland (“County”), through the Rockland County Sewer District No. 1 (RCSD #1), to cooperate in the upgrade of certain pump stations and sewer lines located within the Town of Clarkstown (the “Pump Station and Collection Upgrade Project”) whereby the Town of Clarkstown (“Town”) would operate pump stations and oversee the engineering, design, and construction of the Pump Station and Collection Upgrade Project, and that the County of Rockland would reimburse the Town of Clarkstown for construction and engineering costs of the Project in an amount not to exceed \$10,000,000.00 and will lease the pump stations and sewer lines from the Town for a period of thirty years; and

WHEREAS, by Resolution No. 75-2013, adopted February 5, 2013, the Town Board authorized the Supervisor to sign a First Amendment to said Agreement for an additional amount of \$1,000,000.00, for a total not to exceed \$11,000,000.00, for the Pump Station and Collection Upgrade Project, and

WHEREAS, the Town Board wishes to amend said Intermunicipal Agreement to include reimbursement for the design and construction of an Emergency Storage Facility, and

WHEREAS, H2M Architects and Engineers has submitted a proposal, dated May 5, 2014, to provide professional engineering and architectural services for the design development and construction document phase for the new emergency storage facility, the cost of which will be reimbursed to the Town by the Rockland County Sewer District #1, and

WHEREAS, Rockland County Sewer District #1 has agreed to amend total amount of the Intermunicipal Agreement by \$2, 500, 000.00 to cover engineering design and construction of an Emergency Storage Facility,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to sign a Second Amendment to the Agreement between the County of Rockland, through the Rockland County Sewer District No. 1, and the Town of Clarkstown, in a form approved by the Town Attorney, for an additional amount of \$2,500,000.00, for a total not to exceed \$13,500,000.00, for the Pump Station and Collection Upgrade Project.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

Co. Hausner spoke about scheduling a Special Town Board workshop at the Middlewood Housing Complex for the purpose of a presentation by one of the firms that has bid on the complex. This is in response to some residents there who stated they would like to see and hear such a presentation.

Co. Hoehmann stated he was in favor of a public meeting but not with a bidder. He would rather discuss if the sale of Middlewood is what we should be doing in the first place. He expressed

concerns that the Town is on a glide path to a quick sale and he would like to explore other options. He is not in favor of the sale and did not think that having a meeting with the bidder was appropriate. He stated there should be a public meeting with all the Residents of Clarkstown first. He stated that no options have been presented other than an outright sale of this important asset and he outlined three options he would like further explored: 1) the Town maintaining ownership, 2) a limited purchase where the Town doesn't give up control, or 3) an outright sale of the complex.

Co. Borelli agreed that we should have a public hearing where we can have all of the public attend and talk about whether it makes sense to sell this.

Supervisor Gromack gave a synopsis of what has taken place regarding Middlewood stating that discussions were held back in the middle of 2013 about the possibility of exploring this option. The Board voted to hire a firm that had the ability to go out and test the market to see if this was something that would be good for the seniors of that complex with the understanding that we would only look into this if we could guarantee that the complex would continue as a senior complex, that rents would stay same, that the Town would have right of first refusal, and that everyone living there would stay there. We got all the "yeses" that were needed just to proceed to do some additional study. He stated that all five Town Board members have had interviews with all five contenders. He explained that after meeting with the seniors several months ago we said we would come back once we had an idea of who would potentially be the owners because we felt it was important they heard a presentation from a company that runs other complexes. He stated if we really want to get the most accurate answers, the company like the one we met with tonight is the most qualified to answer. They are a resource and it is helpful to hear from them.

Co. Lasker stated she was concerned about false information scaring Middlewood residents and would like to bring people in so they can hear what will happen if this is taken over by one of these companies. What could happen is that these seniors would have a better quality of life than they would under the Town.

Co. Hausner stated she had no problem amending the resolution for additional workshop meetings to hear different options but feels strongly about having a workshop at Middlewood to answer questions about the possibilities.

RESOLUTION NO. (242-2014)

Co. Hausner offered and Co. Hoehmann seconded

RESOLVED, that the Town Board hereby schedules a Special Workshop Meeting for Wednesday, May 21, 2014, at 12:00 p.m. in the Community Center at the Middlewood Senior Housing Complex, 80 North Middletown Road, Nanuet, New York. The purpose of said meeting shall be to 1) hold a question and answer session with Wilder Balter Partners, Inc., 2) consider other alternatives to an outright sale of Middlewood, and 3) receive financial advice regarding each of the alternatives.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner. Yes
Supervisor Gromack Yes

The Supervisor opened the meeting for general public comments.

Mike Hirsch, New City

He felt the Town was selling Middlewood for money and expressed concern about over-spending and bonding.

Eileen Seal, Middlewood tenant

She is opposed to the sale as she is suspicious about the guarantees of no changes in rents, etc.

Steven Levine, Congers

He stated that more public hearings on Middlewood are necessary. He is concerned that it appears there is a chosen bidder already.

Marge Hook, New City

Read and submitted a statement about the Alarm User's Review Board regarding the Board members' attendance records and minutes. (on file in Town Clerk's office)

Jim Flynn, Nanuet

He feels the decision to sell Middlewood has been made and spoke about the need to see the specifications of the contract before guarantees of continued housing can be made.

Peter Bradley, Congers

Spoke about problems in the promotional process in the Highway department and the potential for lawsuits as a result of this.

Tom Nimick, New city

He asked about the Town's S&P rating and how it relates to the sale of Middlewood.

Pierce Redmond, Bardonia

Is concerned about a lack of transparency regarding the Middlewood sale.

Ralph Sabatini, New City

Stated that a sale and lease back should be considered for Middlewood.

Don Habos, Nanuet

Asked why emergency alert notification system was not used to alert residents about an individual trying to lure children into his car.

Joe Ciardullo, New City

Asked why there is a rush to sell Middlewood. He feels Town should look at all available options.

Frank Grandel, New City

Expressed concerns about the salaries and benefits received by Town employees and members of Boards and Commissions.

Regarding the Middlewood Complex, the Supervisor stated that a lot of questions have been answered and we will continue discussion at the upcoming workshops to give more information.

In response to questions about the emergency notification system in relation to child luring incidents, the Police Chief explained that Orangetown had put out a press release of a possible child luring incident based on a report by one witness. In response to that press release, a person in West Nyack reported that the week before, someone had pulled into a driveway and questioned a child as to who lived there. Even though that incident was 2 weeks old and it was not a luring incident, a press release was put out so that parents had the information they needed to use all due caution. There was no need to put out a Citywatch Emergency message as the purpose of that system is to get out timely information about an emergency. He stated that overuse of the system would cause it to lose its effectiveness. Yesterday he got a call from Highview Elementary School about an incident which was not related to the other reports but, in an abundance of caution, a press release was put out. He stated it would be irresponsible to

alarm people and give them the impression that there is a serial kidnapper in the neighborhood because that is not true as far as we know. He stated they are investigating these incidents and will certainly put out any information they get.

The Highway Superintendent addressed the comments about the highway personnel issue stating that there is a well established system for people who feel they have been wronged. This is not the forum for this.

In response to questions about Boards and Commissions, the Supervisor stated he sent a letter out to the various Chairs asking them to review the attendance policies.

In response to question about the Town's AAA rating, the Comptroller stated Standard & Poor's took into consideration the sale of Middlewood and a copy of this was given to each Board member in August 2013. If the Board decides not to sell, they would have to notify S & P who would have to make their own evaluation.

There being no one further wishing to be heard, on motion of Co. Hoehmann seconded by Co. Hausner, the Town Board Meeting was closed, time: 11:58 p.m.

Respectfully submitted,

Justin Sweet
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

5/06/14

8: 18 pm

Present: Supervisor Alexander J. Gromack
Council Members Shirley Lasker , Frank Borelli,
George Hoehmann & Stephanie Hausner
Amy Mele, Town Attorney
Justin Sweet, Town Clerk

Re: Proposed Local Law: “Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with respect to Commercial Office and Commercial Office Support”

Town Clerk, Justin Sweet, read the notice of public hearing. On motion of Co. Hausner seconded by Co. Lasker the public hearing was opened.

The Town Attorney explained that the plan tonight was to continue this public hearing until June. There was a presentation at a Town Board workshop on this matter which is to amend our zoning in commercial office corridors to provide some limited retail in order to cut down on traffic and to provide some convenience to the office parks to make them more like a campus setting. Due to a change to the zoning map, we had to re-refer this to this to the County Planning Department and we are also working on the SEQRA analysis. Therefore, at this point it is not ready for adoption, but we can hear anyone’s questions on this proposed local law this evening.

Steven Levine, Congers
Asked where the location for these zones would be and asked for an explanation of “accessory retail”.

Joe Simoes, the Town Planner explained where the potential locations for these zones were. On a limited basis, the CO district would allow related retail which means products could be sold if they are produced or warehoused on site and unrelated retail primarily to serve the employees of these industrial areas. The COS (Commercial Office Support) is actually replacing a lot of the regional shopping along 9W. It also allows some office and light industry use to compliment other office uses that are already next to those areas.

Mr. Levine expressed concern about the cost of the roads and the potential competition this may cause for existing merchants.

Mr. Simoes stated we are continuing to do an environmental and traffic impact analysis.

There being no one further wishing to be heard, on motion of Co. Hausner seconded by Co. Lasker the public hearing was continued to June 10, 2014, time: 8:30 p.m.

Respectfully submitted,

Justin Sweet
Town Clerk